

PCT

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IAP13 Rec'd PCT/PTO 08 DEC 2006

APPLICANTS: ROSSMANN ET AL-1 PCT

PCT. NO.: PCT/DE2004/001790 FILED: AUGUST 10, 2004

SERIAL NO.: 10/583,708 FILED: JULY 6, 2006

FOR: RAIL-GUIDED TRANSPORT SYSTEM

**REQUEST FOR CORRECTED FILING RECEIPT**

**MAIL STOP APPLICATION OIPE**

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Attached is a copy of the Official Filing Receipt received from the Patent and Trademark Office in the above-identified application, which is in need of correction, as follows:

**Under "Foreign Applications" :**

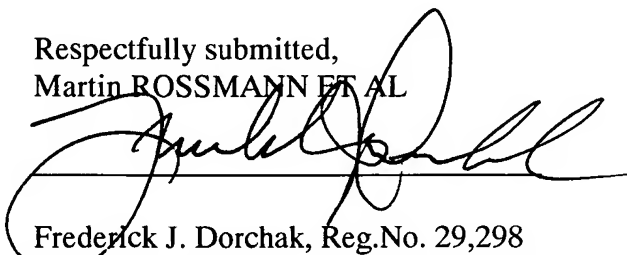
**BLANK**

should be corrected to read:

**DE 103 60 089.2 filed 12/20/2003**

It is respectfully requested that a corrected filing receipt be issued. As this error was on the part of the PTO, no fee should be associated with this request. However, if there should be a fee the Commissioner is hereby authorized to charge Deposit Account No. 03-2468.

Respectfully submitted,  
Martin ROSSMANN ET AL



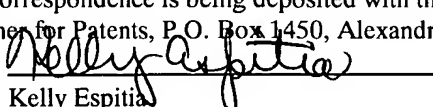
Frederick J. Dorchak, Reg.No. 29,298  
Edward R. Freedman, Reg. No. 26,048  
Attorneys for Applicants

COLLARD & ROE, P.C.  
1077 Northern Boulevard  
Roslyn, New York 11576  
(516) 365-9802

FJD:rd

Enclosure: copy of Official Filing Receipt and copy of Declaration

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 5, 2006.

  
Kelly Espitia



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO      | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|----------------------|----------|----------|----------|
| 10/583,708 | 07/06/2006                | 3617     | 515           | ROSSMANN ET AL-1 PCT | 2        | 8        | 1        |

CONFIRMATION NO. 3482

25889  
WILLIAM COLLARD  
COLLARD & ROE, P.C.  
1077 NORTHERN BOULEVARD  
ROSLYN, NY 11576

FILING RECEIPT



\*OC000000021409079\*

Date Mailed: 11/30/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Martin Rossmann, Oberhausen, GERMANY;  
Karsten Jaeger, Waltrop, GERMANY;

Power of Attorney: The patent practitioners associated with Customer Number 25889.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/DE04/01790 08/10/2004

Foreign Applications

DE 103 60 089-2 filed 12/20/2003

If Required, Foreign Filing License Granted: 11/28/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/583,708**

Projected Publication Date: 03/08/2007

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

**Title**

Rail-guided transport system

**Preliminary Class**

105

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**RAIL-GUIDED TRANSPORT SYSTEM**

the specification of which (check only one item below):

- ☐ is attached hereto.
- ☐ as filed as United States application  
Serial No. \_\_\_\_\_  
on \_\_\_\_\_,  
and was amended  
on \_\_\_\_\_ (if applicable).
- ☒ was filed as PCT international application  
Number PCT/DE2004/001790  
on 10 August 2004  
and was amended under PCT Article 19  
on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:**

| COUNTRY<br>(if PCT, indicate "PCT") | APPLICATION NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 USC 119                                |
|-------------------------------------|--------------------|--------------------------------------|---|
| Germany                             | 103 60 089.2       | 20 December 2003                     | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
|                                     |                    |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO            |
|                                     |                    |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO            |
|                                     |                    |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO            |

|  |                         |  |  |  |   |
|--|-------------------------|--|--|--|---|
| <b>COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY</b><br>(Includes Reference to PCT International Applications)   |                         |  |  | <b>ATTORNEY'S DOCKET NUMBER</b><br><b>ROSSMANN ET AL-1 PCT</b> |   |
| I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.  |                         |  |  |  |   |
| (Application Number)   |                         |  | (Filing Date)                              |  |   |
| I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:  |                         |  |  |  |   |
| <b>PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:</b>   |                         |  |  |  |   |
| <b>U.S. APPLICATIONS</b>   |                         |  | <b>STATUS (Check One)</b>                  |  |   |
| U.S. APPLICATION NUMBER  | U.S. FILING DATE        | PATENTED   | PENDING                                    | ABANDONED  |   |
| PCT APPLICATIONS DESIGNATING THE U.S.  |                         |  |  |  |   |
| PCT APPLICATION NO.  | PCT FILING DATE         | U.S. SERIAL NUMBERS ASSIGNED (if any)              |  |  |   |
| <b>POWER OF ATTORNEY:</b> As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration numbers): <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>           KURT KELMAN, Registration No. 18,628<br/>           ALLISON C. COLLARD, Registration No. 22,532;<br/>           EDWARD R. FREEDMAN, Registration No. 26,048;<br/>           ELIZABETH COLLARD RICHTER, Registration No. 35,103         </div> <div>           FREDERICK J. DORCHAK, Registration No. 29,298<br/>           WILLIAM C. COLLARD, Registration No. 38,411<br/>           EDWARD J. CALLAGHAN, Registration No. 46,594         </div> </div> |                         |  |  |  |   |
| <b>Send Correspondence to:</b> COLLARD & ROE, P.C.<br>1077 Northern Boulevard<br>Roslyn, New York 11576  |                         |  | <b>Customer No. 25889</b>                  |  | <b>Direct Telephone Calls to: (name and telephone number)</b><br>(516) 365-9802 |
| 2  | FULL NAME OF INVENTOR   | FAMILY NAME<br><b>ROSSMANN</b>                     | FIRST GIVEN NAME<br><b>Martin</b>          | SECOND GIVEN NAME  |   |
| 0  | RESIDENCE & CITIZENSHIP | CITY<br><b>Oberhausen</b>                          | STATE OR FOREIGN COUNTRY<br><b>Germany</b> | COUNTRY OF CITIZENSHIP<br><b>Germany</b>                       |   |
| 1  | POST OFFICE ADDRESS     | POST OFFICE ADDRESS<br><b>Zieglerstrasse 19</b>    | CITY<br><b>46119 Oberhausen</b>            | STATE & ZIP CODE/COUNTRY<br><b>Germany</b>                     |   |
| 2  | FULL NAME OF INVENTOR   | FAMILY NAME<br><b>JAEGER</b>                       | FIRST GIVEN NAME<br><b>Karsten</b>         | SECOND GIVEN NAME  |   |
| 0  | RESIDENCE & CITIZENSHIP | CITY<br><b>Waltrop</b>                             | STATE OR FOREIGN COUNTRY<br><b>Germany</b> | COUNTRY OF CITIZENSHIP<br><b>Germany</b>                       |   |
| 2  | POST OFFICE ADDRESS     | POST OFFICE ADDRESS<br><b>Johann-Strauss-Weg 5</b> | CITY<br><b>45731 Waltrop</b>               | STATE & ZIP CODE/COUNTRY<br><b>Germany</b>                     |   |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.  |                         |  |  |  |   |
| SIGNATURE OF INVENTOR 201  |                         |  | SIGNATURE OF INVENTOR 202                  |  |   |
|  |                         |  |  |  |   |
| DATE   |                         |  | DATE                                       |  |   |
|  |                         |  |  |  |   |